C.S.1001 — SINGLE BENCH (18)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION NO. - 2031 OF 2006

PETITIONER ..... Sunder Lal Patel S/o Shri Deo Lal Patel, Aged about 63 years, R/o village Kosmanda, Post Pussore, District Raigarh (C.G.))

R.R. No. 2062/06 Presented by Shri SK Dubey Date 17/4/06

VERSUS

RESPONDENTS ..... 1] State of Chhattisgarh, Through: Secretary, Education Department, D.K.S. Bhawan, Raipur (C.G.)

2] The Joint Director, Accounts Treasury and Pension, Bilaspur (C.G.)

3] The Deputy Director, Education, Raigarh (C.G.).

RECEIVED-COPY 17/4/06 CLERK to A. G. BILASPUR

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUENCE OF WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS UNDER THE FACTS AND CIRCUMDTANCES OF THE CASE.

XI-HC-22

(31)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP No. 2031/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

26.4.2006

Shri S.K. Tiwari, Advocate for the petitioner.

Shri Sanjay Kumar Agarwal, P.L. for the State.

Heard.

By the instant petition the petitioner has questioned the legality and propriety of the order dated 24.1.2006 (Annexure P-4) whereby the Assistant Director, Accounts, Treasury & Pension, Bilaspur has directed the Principal, Government Higher Secondary School, Pussour, District Raigarh to fix the revised pay of the petitioner in the pay scale of Rs.925-1500/- w.e.f. 1.4.1981 and amended fixation be sent for recovery.

Learned counsel for the petitioner submits that the impugned order has been passed on the back of petitioner without giving him any opportunity of hearing, whereas, as per order Annexure P-5 dated 22.4.1993 passed by the Director, School Education, erstwhile State of M.P. Special Pay of Rs.60/- was directed to be added in the pay scale of Rs.925-1500/-, but in the impugned order the Assistant Director has ignored the said order.

In the circumstances, learned counsel for the petitioner submits that respondent No.2 be directed to consider the grievance of the petitioner and only after hearing the petitioner the order in respect of pay of the petitioner be passed, to which learned counsel for the respondents/State has no objection.

[पीछे देखिये

(32)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is directed to make a detailed representation to respondent No.2 about the points raised in this petition along with order dated 22.4.1993 passed by the Director, School Education, erstwhile State of M.P. and in turn respondent No.2 is directed to pass the order regarding fixation of pay of the petitioner after hearing the petitioner and till then the order dated 24.1.2006 shall not be given effect to. With the direction aforesaid, the petition stands disposed of. Certified copy as per rules In view of this order, I.A. No.4010/06 stands disposed of. **Sd/-** **L.C. Bhadoo** **Judge**	